

ORDINANCE No. 188431

*Pay claim of Columbia Crossings, LLC, in the sum of \$46,000 involving the Portland Water Bureau (Ordinance)

The City of Portland ordains:

Section 1. The Council finds:

1. Columbia Crossings, LLC has filed a property damage claim against the City for damages suffered in a water main break on September 15, 2016, involving the Portland Water Bureau.
2. The claim has been investigated by Risk Management Services. The investigation indicates there is risk the City may be found liable. Therefore, in order to avoid the risk of an adverse jury award, we feel it is prudent to compromise the claim at this time.
3. Risk Management Services recommends the claim be compromised for the total sum \$46,000, subject to the claimant providing the City with a release in a form to be approved by the City Attorney.

NOW, THEREFORE, the Council directs:

- a. The Mayor and the Auditor are hereby authorized to draw and deliver a check in the amount of \$46,000 made payable to Columbia Crossings, LLC.
- b. Risk Management Services will execute a payment authorization in the amount set forth in sub-paragraph (a) above.

Section 2. The Council declares that an emergency exists in order to avoid undue and costly delay in settling this property damage claim; therefore, this ordinance shall be in full force and effect from and after its passage by the Council.


Passed by the Council,

JUN 07 2017

Mayor Ted Wheeler
Prepared by Jessica Kincaid
Date prepared: May 12, 2017

MARY HULL CABALLERO
Auditor of the City of Portland

By


Deputy

Agenda No.
ORDINANCE NO. 188431

Title

*Pay claim of Columbia Crossings, LLC, in the sum of \$46,000 involving the Portland Water Bureau (Ordinance)

<p style="text-align: center;">INTRODUCED BY Commissioner/Auditor: Mayor Ted Wheeler</p>	<p>CLERK USE: DATE FILED <u>MAY 30 2017</u></p>
<p style="text-align: center;">COMMISSIONER APPROVAL</p> <p>Mayor—Finance and Administration - Wheeler <i>kl</i></p> <p>Position 1/Utilities - Fritz</p> <p>Position 2/Works - Fish</p> <p>Position 3/Affairs - Saltzman</p> <p>Position 4/Safety - Eudaly</p>	<p style="text-align: center;">Mary Hull Caballero Auditor of the City of Portland</p> <p>By: <u><i>[Signature]</i></u> Deputy</p>
<p style="text-align: center;">BUREAU APPROVAL</p> <p>Bureau: OMF Bureau of Internal Business Services CAO: Tom Rinehart <i>TR</i> Bureau Head: Bryant M. Enge <i>BM</i> Risk Manager: Kate Wood <i>KW</i></p>	<p>ACTION TAKEN:</p>
<p>Prepared by: Jessica Kincaid Date Prepared: May 12, 2017</p>	
<p>Financial Impact & Public Involvement Statement Completed <input checked="" type="checkbox"/> Amends Budget <input type="checkbox"/></p>	
<p>Portland Policy Document If Yes{{ requires City Policy paragraph stated in document.{{ Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>	
<p>City Auditor Office Approval: required for Code Ordinances</p>	
<p>City Attorney Approval: required for contract, code, easement, franchise, comp plan, charter</p>	
<p>Council Meeting Date June 7, 2017</p>	

AGENDA

TIME CERTAIN
Start time: _____
Total amount of time needed: _____
(for presentation, testimony and discussion)

CONSENT

REGULAR
Total amount of time needed: _____
(for presentation, testimony and discussion)

FOUR-FIFTHS AGENDA	COMMISSIONERS VOTED AS FOLLOWS:	
	YEAS	NAYS
1. Fritz	1. Fritz <i>✓</i>	
2. Fish	2. Fish <i>✓</i>	
3. Saltzman	3. Saltzman <i>✓</i>	
4. Eudaly	4. Eudaly <i>—</i>	
Wheeler	Wheeler <i>✓</i>	